



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Age: 18	PATTI CRABLE , trustee, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. It does not appear that a court order was obtained authorizing the payment of \$10,000.00 from the Trust and it is unclear whether this type of expenditure was authorized by the Trust instrument without a Court order. The Court may require more information and/or authority for this expenditure without a Court Order. Further Notice of Hearing to the bonding company (International Fidelity Insurance Company) may be required. 2. The Summary of Account indicates that there is \$9,251.63 remaining in the Trust, but paragraph 13 of the Fourth Amended Petition states that the current value of the Trust is \$0.00. Need clarification. It is unclear whether the remaining property on hand is held in a blocked account. If the remaining funds (\$9,251.63) are not held in a blocked account, bond should be set at \$10,176.79 pursuant to CRC § 7.207. 3. Notice of Hearing filed 10/19/15 does not have the hearing date listed at item 4a. Need revised Notice of Hearing and proof of service by mail at least 15 days before the hearing of a Notice of Hearing with a hearing date noted. 4. Need revised Order.
	Account period: 09/25/12 – 11/26/14	
Cont. from	Accounting: \$19,251.63	
<input type="checkbox"/> Aff.Sub.Wit.	Beginning POH: \$0.00	
<input checked="" type="checkbox"/> Verified	Ending POH: \$9,251.63	
<input type="checkbox"/> Inventory	Trustee: not addressed	
<input type="checkbox"/> PTC	Attorney: not addressed	
<input type="checkbox"/> Not.Cred.	Bond is currently filed in the amount of \$11,000.00, petitioner is requesting that bond be reduced to zero because the remaining assets of the Trust are zero.	
<input checked="" type="checkbox"/> Notice of Hrg	Petitioner states that the trust disbursed \$10,000.00 to the Leigh Law Group for legal services that resulted in the beneficiary being placed in a private out of state school valued at over \$50,000.00 that was paid for by the school district. Declaration of Jay Jambeck indicates that the placement was essential to the well-being of the beneficiary and the family agreed to pay the fees from the Special Needs Trust.	
<input checked="" type="checkbox"/> Aff.Mail <input type="checkbox"/> w/o		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: JF Reviewed on: 10/22/15 Updates: Recommendation: File 1 – Crable

2 William J. Miller (Estate)**Case No. 13CEPR00875****Attorney Gary L. Winter (for Petitioner Heather D. Sandstrom, Administrator)**

First Amended First and Final Account and Report of Status of Administration and Petition for: (1) Settlement Thereof; (2) Allowance of Statutory Attorney's and Administrator's Compensation; (3) Allowance of Extraordinary Attorney's Compensation; (4) Reimbursement of Costs Advanced; and (5) Final Distribution

DOD: 9/3/2013		HEATHER D. SANDSTROM , daughter and Administrator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Pursuant to Local Rules 7.12.3 and 7.12.4, the Court will not order distribution of real property in undivided interests, nor distribution of personal property, such as vehicles and appliances, in undivided interests without the written consent of all distributees. Need written consent from: • SHANNON WITT. 2. Proposed order must comply with Local Rule 7.6.1, containing a statement as to the balance of the estate on hand, specifically noting the total amount of cash included in the balance, and the amounts to be distributed. Proposed order must specify the amount of cash on hand, and distribution of "remainder of cash" in [bank account] violates the rule. Need revised proposed order.
		Account period: 9/4/2013 – 9/15/2015	
		Accounting - \$451,788.59	
		Beginning POH - \$306,950.59	
Cont. from 052115, 061815		Ending POH - \$396,734.20 (\$109,134.20 cash)	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Administrator - \$9,097.77 (statutory)	
<input checked="" type="checkbox"/>	Inventory	Attorney - \$9,097.77 (statutory)	
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.	Attorney XO - \$2,450.50 (for 11.90 hours @ attorney rates from \$265 to \$285 per hour; for meetings for settlement of interest with Heidi Miller; for sale of real property;)	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	Administrator Costs - \$17,746.87 (per Declaration attached as Exhibit C; for funeral expenses of \$15,802.63; other expenses of \$1,944.24 for telephone service, publication, probate referee, filing fees, certified copies;)	
	Aff.Pub.		
<input checked="" type="checkbox"/>	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters	120413	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
<input checked="" type="checkbox"/>	FTB Notice		

First and Final Account and Report of Executrix and Petition for its Settlement, for Allowance of Compensation to Executrix and Attorneys for Ordinary and Extraordinary Services; and for Final Distribution

DOD: 12/27/13	VICTORIA PUMO , Executor with Full IAEA without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Account period: 12/27/13 – 8/31/15	
	Accounting: \$215,755.88	
	Beginning POH: \$208,931.36	
	Ending POH: \$148,703.42 (cash)	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input checked="" type="checkbox"/> Inventory	Executor (Statutory): \$7,315.12	
<input checked="" type="checkbox"/> PTC	Attorney (Statutory): \$7,315.12	
<input checked="" type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	Attorney (Extraordinary): \$890.00 (for 1.8 attorney hours @ \$250/hr and 4.40 paralegal hours @ \$100/hr for services in connection with the sale of the real property)	
<input checked="" type="checkbox"/> Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	Costs: \$1,519.50 (for	
Conf. Screen	Closing: \$500.00	
<input checked="" type="checkbox"/> Letters		
Duties/Supp	Distribution pursuant to Decedent's will:	
Objections	Victoria Pumo: \$36,069.74	
Video Receipt	Thomas A. Fees: \$36,069.74	
CI Report	Robert D. Fees, Jr.: \$19,674.40	
<input checked="" type="checkbox"/> 9202	John T. Fees: \$19,674.40	
<input checked="" type="checkbox"/> Order	Cynthia Boaz: \$19,674.40	
Aff. Posting	Rhonda Boren: \$1.00	
Status Rpt		
UCCJEA		
Citation		
<input checked="" type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 10/20/15
		Updates:
		Recommendation: SUBMITTED
		File 3 – Fees

4

Ayden Medeiros & Ayla Lopez (GUARD/P) Case No. 14CEPR00219

Petitioner Medeiros, Brandy (Pro Per – Paternal Grandmother – Petitioner)

Petitioner Franco, Elaine (Pro Per – Maternal Grandmother – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. Code §1510)

See petition for details.			NEEDS/PROBLEMS/COMMENTS: 1. If diligence is not found, need notice to Paternal Grandfather Louie Ponce per Probate Code §1511.
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	Clearances		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 10/20/15
			Updates:
			Recommendation:
			File 4 – Medeiros/Lopez

4

First and Final Account and Report of Executor and Petition for Final Distribution and for Allowance of Compensation to Executor and Attorneys for Ordinary Services

DOD: 10/20/13		<p>AIMEE HOLLAND, Step-Granddaughter and Executor with Full IAEA without bond, is Petitioner.</p> <p>Account period: 10/20/13 – present Accounting: \$244,350.55 Beginning POH: \$176,863.21 Ending POH: \$244,350.55 (\$194,550.55 cash plus two vehicles and a mobile home)</p> <p>Executor (Statutory): \$7,902.01 Attorney (Statutory): \$7,902.01 Closing: \$5,000.00</p> <p>Distribution pursuant to Decedent's will:</p> <p>Aimee Holland, as trustee of the Morgan Family Revocable Living Trust: Entire estate</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need revised order in compliance with Local Rule 7.6.1.A, which requires monetary distributions to be stated in dollars. Also, the proposed order includes “all real and personal property.” The order should specify the assets being distributed such that it is complete in itself and does not require reference to the petition. Note that no real property is being distributed.</p>	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			w/o
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input checked="" type="checkbox"/>	FTB Notice			
<p>Reviewed by: skc</p> <p>Reviewed on: 10/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 6 – Morgan</p>				

Probate Status Hearing RE: Proof of Funds in Blocked Account

DOD: 10/13/14	PATRICIA MELOM , Niece, was appointed Successor Administrator with Limited IAEA without bond on 9/29/15, with all funds in the Public Administrator's possession to be placed into a blocked account at Chase Bank.	NEEDS/PROBLEMS/COMMENTS:
		Note: The Public Administrator was previously appointed as Administrator of the Estate 4/14/15.
		Minute Order 9/29/15: The Court accepts the voluntary resignation of the Public Administrator. The Court orders that any and all funds in the Public Administrator's possession are to be placed into a blocked account at Chase Bank. No appearance is necessary at the status hearings if the required documents are filed at least two court days prior.
Aff.Sub.Wit.		1. Need receipts for blocked account (MC-356) for estate funds.
Verified		Note: Because the dollar amount exceeds the FDIC limit, more than one account may be necessary. (I&A indicates \$571,238.93 consisting of \$563,184.27 cash held in the PG pooled trust account plus various dividend and policy claim amounts and held with the State of California Unclaimed Property, as well as various real property and personal property items).
Inventory	At the hearing on 9/29/15, the Court set this status hearing for the filing of the receipt for blocked account.	Note: Additional status hearing dates were also previously set as follows:
PTC		- 12/1/15 Status re filing of PG's final account
Not.Cred.		- 2/2/16 Status re filing I&A
Notice of Hrg		- 11/1/16 Status Re Successor Administrator's first account or petition for final distribution
Aff.Mail		Reviewed by: skc
Aff.Pub.		Reviewed on: 10/19/15
Sp.Ntc.		Updates:
Pers.Serv.		Recommendation:
Conf. Screen		File 7 - Woof
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

8A In Re: The Kermit F. Fish and Rosalie J. Fish Revocable Living Trust Agreement dated 10/25/1993; Trust A-the Survivor's Trust; Trust B-the Family Trust Case No. 15CEPR00402

Attorney Nahigian, Eliot S. (for Petitioners Phillip F. Fish and Andrea K. Fritzen)
 Attorney Adams, Jon P. (for Objector Joseph F. Fish)

Petition to Remove a Co-Trustee and Appoint Successor Trustee; for Instruction to Trustee to Reimburse Income Tax Payments, Remedy a Breach of Trust, Pay Accountant, Withdraw Certificates of Deposit, and Distribute Trust Estate

Kermit F. Fish DOD: 8/18/03		PHILLIP F. FISH and ANDREA K. FRITZEN are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
Rosalie J. Fish DOD: 8/2/14			
		Petitioners state: Kermit F. Fish and Rosalie J. Fish established the Kermit F. Fish and Rosalie Revocable Living Trust on 10/25/93, amended 12/4/95. Upon the death of Kermit Fish on 8/18/03, the trust was divided into two sub-trusts: a revocable Survivor's Trust (the Rose Fish Trust), and the irrevocable Family Trust . Rose Fish amended the Rose Fish Trust on 6/21/07.	Minute Order 7/14/15: The Court does not feel it is appropriate to rule until the proceedings in Civil are litigated or updated information on the matter is provided. Both sides are to file status reports, verified by clients, as to this matter and the civil matter at least two court days prior to 10/27/15. If the civil matter is not resolved by 10/27/15, then the parties are ordered to be personally present in court on that date and provide the name of an agreed upon mediator or the Court may impose sanctions.
Cont. from 060215, 071415			
<input type="checkbox"/>	Aff.Sub.Wit.	The Co-Trustees of the Family Trust are PHILLIP F. FISH and JOSEPH F. FISH .	Note: As of 10/19/15, nothing further has been filed.
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	The Co-Trustees of the Rose Fish Trust are PHILLIP F. FISH, ANDREA K. FRITZEN, and JOSEPH F. FISH .	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.	The Family Trust assets were distributed in equal shares to the beneficiaries on or about 1/22/15.	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	Rose Fish had a general power of appointment over the Rose Fish Trust, and if not exercised, then the unappointed principal was to be added to the Family Trust upon her death.	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.	The Rose Fish Trust assets were not distributed to the Family Trust.	
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen	As of 12/31/14, the assets of the Rose Fish Trust included various accounts totaling \$418,843.18, plus the contents of a Safe Deposit Box and various coins found in the Rose Fish Piano.	
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp	Petitioners state they have requested that the Rose Fish Trust be distributed. Co-Trustee JOSEPH F. FISH has refused to make distribution. Under Probate Code § 15620, unanimous action is required by the co-trustees.	
<input checked="" type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt	SEE ADDITIONAL PAGES	
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

8A In Re: The Kermit F. Fish and Rosalie J. Fish Revocable Living Trust
Agreement dated 10/25/1993; Trust A-the Survivor's Trust; Trust B-the Family Trust
Case No. 15CEPR00402

Page 2

Petitioners state: Except for accounting fees owed to CPA Jim G. Sabbatini and income taxes, all creditors of Rose Fish, the Rose Fish Trust, and the Family Trust have been paid, and the trusts are in a condition for distribution. Mr. Sabbatini provided an estimate of the income taxes due for Rose Fish's 2014 income tax returns and on 3/13/15, a letter and email were sent to Jon Adams, attorney for Joseph Fish, informing him of the Federal and California combined liability of \$13,000.00. Mr. Sabbatini timely prepared vouchers for automatic extensions of time to file. Petitioners had a letter prepared to Wells Fargo Advisors from all three co-trustees with instructions to prepare checks for the tax payments. Joseph Fish did not sign the letter of instruction and Wells Fargo Advisors did not issue the checks for the tax payments.

On 4/6/15, Mr. Sabbatini computed the extension payments and Petitioners advanced two-thirds of the extension payments and now each of them seeks reimbursement from the Rose Fish Trust for the Federal income tax payment of \$3,169.00 and the California income tax payment of \$787.00. Advancement by the co-trustees and reimbursement is allowed under the terms of the trust.

Breach of Trust: Petitioners state the failure of Joseph F. Fish to agree to distribution and to sign the letter of instruction and make the payments of income taxes constitute a breach of trust including breach of duty to administer the trust according to its terms and the duty of loyalty. All three remainder beneficiaries have been damaged by the actions of Joseph F. Fish including legal fees of \$5,063.50 for filing this petition and \$3,620.00 for legal work in connection with the payment of income taxes. See Exhibits F and G. Petitioners request the court remedy this breach by paying \$8,683.50 from the trust estate to Coleman and Horowitz, LLP.

Further, Petitioners request the court remedy the breach of trust by removing Joseph F. Fish as a co-trustee of the Rose Fish Trust and as a co-trustee of the Family Trust.

Under the terms of the Rose Fish Trust pursuant to the Second Amendment, upon the resignation, incapacity or death of any of the co-trustees, the remaining individuals shall serve as trustees. Petitioners requests that they be appointed as the Co-Trustees of the Rose Fish Trust.

Under the terms of the Family Trust pursuant to the First Amendment, upon the resignation, incapacity, or death of a co-trustee, then the remaining individual shall serve as sole trustee. Petitioners request that Phillip F. Fish be appointed sole trustee of the Family Trust.

Accounting Fees: Mr. Sabbatini has submitted invoices totaling \$3,295.00 that have not yet been paid, and has also provided accounting services in connection with preparation of an informal accounting totaling \$600.00. An estimated final accounting bill is \$1,450.00. Mr. Sabbatini seeks a total payment of \$5,345.00.

SEE ADDITIONAL PAGES

Petitioners pray for the following:

1. An order removing Joseph F. Fish as a co-trustee of the Rose Fish Trust;
2. An order appointing Phillip F. Fish and Andrea K. Fritzen as co-trustees of the Rose Fish Trust;
3. An order removing Joseph F. Fish as a co-trustee of the Family Trust;
4. An order appointing Phillip F. Fish as sole trustees of the Family Trust;
5. An order instructing Phillip F. Fish and Andrea K. Fritzen as co-trustees of the Rose Fish Trust to:
 - a. Reimburse Petitioners \$3,169 each for the amounts advanced for extension payments on federal income taxes and \$787 each for California income taxes for Rose Fish for 2014;
 - b. Pay \$8,683.50 to Coleman & Horowitz, LLP to remedy a breach of trust in connection with failing to make distribution of the Rose Fish Trust and to remedy a breach of trust in connection with income tax returns and extensions;
 - c. Pay Jim Sabbatini \$5,345 for accounting services;
 - d. Completely withdraw the CDs of the Rose Fish Trust held at EECU;
 - e. Distribute the balance of the Rose Fish trust estate to Phillip F. Fish as trustee of the Family Trust;
6. An order instructing Phillip F. Fish as sole trustees of the Family Trust to:
 - a. Retain a reserve for closing expenses of \$9,000.02 and to distribute the balance of the reserve account equally to the beneficiaries without further court order;
 - b. Distribute the trust estate of the Family Trust, including additions from the Rose Fish Trust, to the persons entitled thereto;
7. For costs herein; and
8. For such other orders as the Court deems proper.

Update: Objection filed 6/30/15 by Co-Trustee Joseph F. Fish states Petitioner's motion should be denied. Petitioner filed a Reply to the Objection on 7/7/15.

SEE ADDITIONAL PAGES

Objection provides history and states that during the course of their combined efforts to resolve unpaid bills and determine the full extent of the financial holdings, communications and cooperation between the three siblings reached an impasse after approx. \$75,000 had been cooperatively distributed. The CPA who handled the personal and trust tax returns indicated that approx. \$341,000 had been spent providing care for their mother. Objector requested the cooperation of his siblings in obtaining full financial disclosure pertaining to expenses actually paid, expenses that remained unpaid, and locating additional undisclosed assets. Each time, Joseph was told not to worry about it, and was denied. Eventually, counsel for each side became involved.

The parties struck an informal agreement whereby Joseph was to receive the cooperation of his siblings by their signing financial authorizations to allow him to obtain copies of the records for the pertinent time frame at his own expense. In exchange, the entirety of the holdings in Trust B were distributed. However, as soon as Trust B was distributed, Petitioners advised they would not cooperate as previously indicated until distribution of Trust A was completed.

Objector contacted numerous institutions and has confirmed a previously undisclosed CD in excess of \$18,000, a CalSTRS death benefit in excess of \$5,000, and the existence of several other accounts for which information was not released because Objector was not named on the account. Objector hired a forensic accountant to review the limited information obtained. A number of discrepancies resulted in Objector filing **Fresno County Superior Court Case No. 15CECG01222** against Andrea K. Fritzen alleging negligence, financial elder abuse, fraud deceit, conversion and breach of fiduciary duty. Petitioners responded by filing this petition.

See Objection for specific disputed issues. Objector states the Court should maintain the status quo pending financial investigation. There is no risk of assets losing value, and nearly \$2.5 million has already been distributed equally between the three adult siblings. There would be no prejudice to the parties for this Court to order the status quo be maintained until further hearing on or about 9/15/15. By that time, Objector will have obtained the missing financial documents and the forensic CPA will have had time to evaluate the records to determine the propriety of questionable financial transactions and report back to this court accordingly.

Reply filed 7/7/15 addresses the disputed issues identified in the Objection including accounting fees, distribution, and tax payments, and requests the Court order distribution as prayed.

8B In Re: The Kermit F. Fish and Rosalie J. Fish Revocable Living Trust Agreement dated 10/25/1993; Trust A-the Survivor's Trust; Trust B-the Family Trust Case No. 15CEPR00402

Attorney Nahigian, Eliot S. (for Petitioners Phillip F. Fish and Andrea K. Fritzen)
 Attorney Adams, Jon P. (for Objector Joseph F. Fish)

Status RE: Related Civil Matter

	<p>PHILLIP F. FISH and ANDREA K. FRITZEN filed the Petition at Page A on 4/16/15.</p> <p>Also on 4/16/15, JOSEPH F. FISH filed a civil complaint in 15CECG01222.</p> <p>JOSEPH F. FISH objected to this petition.</p> <p>Minute Order 7/14/15 states: The Court does not feel it is appropriate to rule until the proceedings in Civil are litigated or updated information on the matter is provided. Both sides are to file status reports, verified by clients, as to this matter and the civil matter at least two court days prior to 10/27/15. If the civil matter is not resolved by 10/27/15, then the parties are ordered to be personally present in court on that date and provide the name of an agreed upon mediator or the Court may impose sanctions.</p> <p>Status Report filed 10/21/15 by Petitioners Phillip F. Fish and Andrea K. Fritzen states (re the probate matter) that since the last hearing, Petitioners have provided various information to Objector and have attempted to resolve the disputes re whether Jim Sabbatini CPA would continue as the trusts' accountant or whether an alternate could be agreed upon, nominating William Chaltraw, Phil Lozano, and Ginger Lozano as alternate accountants. Petitioners also tried to resolve whether invoices for Mr. Sabbatini's work should be paid from the trust, and attempted to resolve the dispute with Joseph Fish by selecting an independent trustee to take over for the current trustees or otherwise compromising the dispute concerning the fees allowing Joseph Fish to select any of the four accountants he proposed, or one of the following: Terry Stone, John Slater, Tom Ryan, or Doug Sampson. Joseph Fish did not accept either alternative. Petitioners also offered to appoint an independent trustee such as Bruce Bickel, or split trustee obligations, including the CPA costs and equally distributing proceeds from the CDs. Joseph Fish did not accept either alternative. See Page 2 re status of civil matter.</p> <p style="text-align: center;"><u>SEE PAGE 2</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need status report from Objector.</p>
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202 Order		
Aff. Posting Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		<p>Reviewed by: skc</p> <p>Reviewed on: 10/19/15</p> <p>Updates: 10/22/15</p> <p>Recommendation:</p> <p>File 8B – Fish</p>

Petitioners' Status Report Re Civil Case: The Court set an OSC Re Stipulation Regarding ADR on 8/22/15. The parties have agreed to have Judge Howard Broadman (ret.) mediate both the civil matter on 2/3/16 and filed the Stipulation Re ADR on 10/19/15. Thus, the OSC will go off calendar. The Court has the following dates scheduled:

- 11/9/16 Mandatory Settlement Conference
- 12/2/16 Trial Readiness Conference
- 12/7/16 Court Trial

Plaintiff Joseph Fish continues to subpoena records from various banks and financial institutions. Petitioners have not conducted any discovery in the civil action due to representation from Mr. Fish's counsel that he would inform Petitioners if any irregularities are discovered and if not the civil action will be dismissed.

On or about 8/18/15, Petitioners requested that Joseph Fish mediate their disputes on 9/22/15 before Judge Broadman. Counsel for Joseph Fish refused, claiming he had not yet had sufficient time to obtain and evaluate the various trusts' financial records.

Petitioners' request for action: Petitioners request the Court continue the status conference and Petitioners' Petition to Remove Joseph Fish as Co-Trustee until 3/3/16 or later to allow parties to complete the mediation scheduled for 2/3/16.

Status RE: Receipt for Blocked Account

		<p>TIFFANY-LIN DIRECTO, Mother, was appointed Guardian of the Estate on 6/16/15 without bond, \$100,000.00 to be placed into a blocked account.</p> <p>At the hearing on 6/16/15, the Court set this status hearing for the filing of the receipt for blocked account.</p> <p>Status Report filed 7/9/15 states funds have not yet been received from either of the two insurance companies (METLIFE and BANNER LIFE). Counsel is informed that it will be a minimum of 7-10 business days before the claims are acted upon and proceeds disbursed. Therefore, Mr. Willoughby requests continuance of 30 days.</p> <p>On 8/18/15, a receipt was filed indicating that \$50,747.999 had been received from Banner Life Insurance Company and placed into a blocked account at EECU.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 9/1/15:</u> Counsel reports that MetLife has placed the money in their own blocked account and it appears they are complying with the court's order. Matter continued to 10/27/15.</p> <p>1. Need receipt for deposit of additional funds from Metlife or written status report pursuant to Local Rule 7.5.</p>
Cont. from 071415, 090115			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 10/19/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 - Directo</p>	

Attorney

Willoughby, Hugh W. (for Tiffany-Lin Directo – Mother – Guardian)

Status RE: Receipt for Blocked Account

		<p>TIFFANY-LIN DIRECTO, Mother, was appointed Guardian of the Estate on 6/16/15 without bond, \$100,000.00 to be placed into a blocked account.</p> <p>At the hearing on 6/16/15, the Court set this status hearing for the filing of the receipt for blocked account.</p> <p>Status Report filed 7/9/15 states funds have not yet been received from either of the two insurance companies (METLIFE and BANNER LIFE). Counsel is informed that it will be a minimum of 7-10 business days before the claims are acted upon and proceeds disbursed. Therefore, Mr. Willoughby requests continuance of 30 days.</p> <p>On 8/18/15, a receipt was filed indicating that \$50,748.00 had been received from Banner Life Insurance Company and placed into a blocked account at EECU.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 9/1/15:</u> Counsel reports that MetLife has placed the money in their own blocked account and it appears they are complying with the court's order. Matter continued to 10/27/15.</p> <p>1. Need receipt for deposit of additional funds from Metlife or written status report pursuant to Local Rule 7.5.</p>
Cont. from 071415, 090115			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 10/19/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 10 - Directo</p>	

Petitioner Lomeli-Marashlian, Erica (Pro Per – Maternal Aunt – Petitioner)

Petitioner Salazar, Christopher Manuel (Pro Per – Brother – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. Code §1510)

		See petition for details.	NEEDS/PROBLEMS/COMMENTS: 1. Need proof of personal service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 on: - Mario Herrera, II (Father) 2. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 on: - Paternal Grandfather Mario Herrera, Sr. (if diligence not found) - Paternal Grandmother Christina Halford <u>Note:</u> Although contact information was provided in Court, Petitioner filed "Affidavits of Unsuccessful Service" for the mother, the paternal grandmother, and the father indicating "defendant not found." The Court may require further diligence. Notice to grandparents may be mailed.	
Cont. from 081115, 092215				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			X
	Aff.Mail			X
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			X
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
✓	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 10/19/15	
			Updates:	
			Recommendation:	
			File 12 – Herrera	

13 Bri'leeah Cooks (GUARD/P) Case No. 15CEPR00666Petitioner **Morson, Areka (pro per – paternal grandmother)****Petition for Appointment of Guardianship of the Person**

Age: 6 mos.	<u>TEMPORARY EXPIRES 10/27/2015</u>	NEEDS/PROBLEMS/COMMENTS:
	AREKA MORSON, paternal grandmother, is	Minute Order of 09/08/2015 (Judge
	Petitioner.	Snauffer): Ms. Morson represents to the
		Court hat her only criminal conviction is
Cont. from 090815	<u>Please see petition for details</u>	a DV matter over 10 years ago, but the
<input type="checkbox"/> Aff.Sub.Wit.		Court notes a more extensive history has
<input checked="" type="checkbox"/> Verified		been discovered, and that it appears
<input type="checkbox"/> Inventory		she has an outstanding warrant in the
<input type="checkbox"/> PTC		system. Ms. Morson is directed to get the
<input type="checkbox"/> Not.Cred.		warrant matter cleared up before the
<input checked="" type="checkbox"/> Notice of Hrg		hearing on 10/27/2015. The Court orders
<input type="checkbox"/> Aff.Mail	<input checked="" type="checkbox"/>	the Court Investigator to look into the
<input type="checkbox"/> Aff.Pub.		warrant issue and provide a
<input type="checkbox"/> Sp.Ntc.		supplemental report to the Court as well.
<input checked="" type="checkbox"/> Pers.Serv.	<input checked="" type="checkbox"/> w/	
<input checked="" type="checkbox"/> Conf. Screen		1. Need proof of personal service
<input checked="" type="checkbox"/> Letters		fifteen (15) days prior to the hearing
<input checked="" type="checkbox"/> Duties/Supp		of the Notice of Hearing along with a
<input type="checkbox"/> Objections		copy of the Petition for Appointment
<input type="checkbox"/> Video Receipt		of Guardian or consent and waiver
<input checked="" type="checkbox"/> CI Report		of notice or declaration of due
<input type="checkbox"/> 9202		diligence for:
<input checked="" type="checkbox"/> Order		<ul style="list-style-type: none">• Brian Cooks (Father)
<input type="checkbox"/> Aff. Posting		Note: Brian Cook was personally served
<input type="checkbox"/> Status Rpt		on 09/01/2015, only 7 days prior to the
<input checked="" type="checkbox"/> UCCJEA		hearing and not the 15 days as required.
<input type="checkbox"/> Citation		<ul style="list-style-type: none">• Desire Hernandez (Mother) –
<input type="checkbox"/> FTB Notice		Unless the Court dispenses
		with notice.
		Note: Declaration of Due Diligence filed
		09/02/2015 states petitioner received a
		text message from the mother stating
		petitioner would see her in court.
		<u>Please see additional page</u>
		Reviewed by: LV
		Reviewed on: 10/22/2015
		Updates:
		Recommendation:
		File 13 – Cooks

NEEDS/PROBLEMS/COMMENTS:

2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:
 - Deric Cooks (Paternal Grandfather)
 - Maternal Grandfather (Not Listed)
 - Mary Hernandez (Maternal Grandmother)

Petition to Determine Succession to Real Property

DOD: 4/24/15		<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Amended petition filed 10/5/15 is set for hearing on 11/17/15.</p>	
Cont. from 092215			
	Aff.Sub.Wit.		
✓	Verified		
✓	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		X
	Aff.Mail		X
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		X
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Reviewed by: skc	
		Reviewed on: 10/19/15	
		Updates:	
		Recommendation:	
		File 16 – Hernandez	

Petitioner Johnny Trujillo (Pro Per)
 Petitioner Yesbeth Trujillo (Pro Per)

Petition for Appointment of Guardian of the Person

		TEMPORARY EXPIRES 10/27/2015		NEEDS/PROBLEMS/COMMENTS:
		JOHNNY TRUJILLO and YESBETH TRUJILLO,		1. Need proof of personal service of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian</i> , or <i>Consent to Appointment of Guardian and Waiver of Notice</i> , or a <i>Declaration of Due Diligence</i> , for:
		paternal uncle and aunt, are Petitioners.		
		~Please see Petition for details~		• Jose Garcia, father (service by mail is insufficient.)
Cont. from				
	Aff.Sub.Wit.			2. Need proof of service by mail of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian</i> , or <i>Consent to Appointment of Guardian and Waiver of Notice</i> , or a <i>Declaration of Due Diligence</i> , for:
✓	Verified			
	Inventory			• Jose Garcia, paternal grandfather;
	PTC			
	Not.Cred.			• Esmeralda Luna, paternal grandmother;
✓	Notice of Hrg			
✓	Aff.Mail	W/O		• Exstasy D. Lopez, sister (age 15);
	Aff.Pub.			
	Sp.Ntc.			• Johnathon B. Garcia, half-brother (age 15);
	Pers.Serv.	X		
✓	Conf. Screen			• Jacob A. Garcia, half-brother (age 13).
	Letters			
✓	Duties/Supp			Reviewed by: LEG
	Objections			Reviewed on: 10/20/15
	Video Receipt			Updates:
✓	CI Report			Recommendation:
✓	Clearances			File 17 – Garcia
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			

NEEDS/PROBLEMS/COMMENTS, continued:

3. Need Attachments 3, 6 and 10 explaining answers to Items 3, 6, and 10 of Petitioner Johnny Trujillo's *Confidential Guardian Screening* form filed on 8/25/2015.
4. Need Attachments 3 and 10 explaining answers to Items 3 and 10 of Petitioner Yesbeth Trujillo's *Confidential Guardian Screening* form filed on 8/25/2015.

Petition for Appointment of Guardian of the Person (Prob. Code §1510)

			See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. If diligence is not found, need proof of personal service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §15111 on: - Jeremy Aaron Modlin (Father)</p> <p>2. Proof of service on Paternal Grandfather Paul Charles Modlin does not indicate that a copy of the petition was served with the Notice of Hearing. The Court may require further service.</p> <p>3. Need notice per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on unknown maternal grandparents.</p>
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	w/o		
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	w		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report	x		
	Clearances	x		
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			<p>Reviewed by: skc</p> <p>Reviewed on: 10/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18 – Modlin</p>	

Petition to Confirm Trust Assets under Probate Code Sections 850, 17200(a), 17200.1

William R. Reeves DOD: 6/16/14		WILLIAM BRIAN REEVES , Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		<p>Petitioner states pursuant to Section 1.1 of the trust, William R. Reeves transferred the property described on Exhibit "A" to the trust, which consisted of real property in Santa Clara County and a certain Schwab One account.</p> <p>Notwithstanding the fact that William R. Reeves did not formally transfer title to the Schwab One account on Charles Schwab's records, the account was in fact transferred and assigned to William R. Reeves as trustee of the trust on the date the trust was signed, 7/31/07, and from that date forward was vested in the trustee of the trust.</p> <p>Petitioner requests this Court confirm that the Schwab One account is an asset of the trust and subject to the trust and under control of Petitioner as successor trustee pursuant to Section 1.1 of the trust and Estate of Heggstad. Also attached is the pour-over will of William R. Reeves dated 7/31/07.</p> <p>Petitioner prays for an order:</p> <ol style="list-style-type: none"> 1. The Schwab One account (and all assets specified as part of that account) is an asset of the trust, notwithstanding it is not reflected as such on the records of Schwab and is subject to the management and control of William Brian Reeves as trustee of the William R. Reeves 2007 Trust dated 7/31/07; 2. Directing Charles Schwab to change title on its records from William R. Reeves to William Brian Reeves, as trustee of the William R. Reeves 2007 Trust dated 7/31/07; and 3. For such other orders as the court may deem proper. 	
	Aff.Sub.Wit.		<div> Reviewed by: skc Reviewed on: 10/20/15 Updates: Recommendation: File 19 – Reeves </div>
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Petition (1) for Removal of Trustee; (2) for Damages for Breach of Trust; (3) to Compel Trust Accounting; and (4) Objection to Accounting (Prob. Code §§ 17200, 16063)

John F. Murray DOD: 12/17/03		MARY MURRAY, Beneficiary, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner states Settlor John F. Murray executed the trust on 5/26/00 and amended one time on 6/19/02. The trust designated Settlor and DALE MURRAY SULLIVAN to act as co-trustees. Settlor died 12/17/03 and since his death, Dale Murray Sullivan has acted as sole trustee.	<p>1. Petitioner states Fresno County is the proper venue pursuant to Probate Code §16061.7 with reference to Exhibit C, a copy of the notice provided by the trustee in 2004 listing the trustee's address in Fresno.</p> <p>However, Exhibit D, an expense itemization provided by the trustee in 2005, indicates an address in Sioux Falls, South Dakota, and Petitioner provides a current address for the trustee in San Antonio, Texas.</p> <p>Therefore, need clarification as to why Fresno County is proper venue pursuant to Probate Code §§ 17002, 17005.</p> <p>2. The Court may require further authority as to why §17200(b)(7) should not apply. It appears Petitioner has not had contact with the trustee for 10 years and has not made formal written request to the trustee for the information requested; therefore this petition may be filed prematurely.</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Petitioner states in December 2005, the trustee sent a letter to beneficiaries outlining expenses, transactions and income of the trust estate. Petitioner alleges the letter is not a legally sufficient account of trust activities and fails to contain information required by Probate Code §16063. Petitioner object to the account and also objects to the fees claimed by the trustee of \$15,000. Petitioner states the account fails to justify the fees and the fees are excessive and should be disallowed.</p> <p>Exhibit D states the trustee is retaining a reserve of \$55,540.85 for legal fees and final estate tax payments, and states the trust will have additional projected income of \$15,000 for the Palm Canyon Closing Payment, and will also have continuing income of \$4,200/yr. However, despite these statements, there have been no payments to the beneficiaries since December 2005, almost 10 years ago.</p> <p>Based on the reserve, the expected payment, and projected income over the last 10 years, the trustee is believed to have retained and spent trust money of \$112,000 or more.</p>	
		SEE PAGE 2	
			Reviewed by: skc
			Reviewed on: 10/20/15
			Updates:
			Recommendation:
			File 20 – Murray

Page 2

Petitioner alleges that the requirements of Probate Code §17200(b)(7) of a written request, a 60-day wait, and lack of account within the precedent six months should not apply when a breach of trust may have occurred, especially when more than \$100,000 has disappeared without explanation.

Petitioner states she has received and is in possession of a check dated 7/15/15 from HMS-Palm Springs in the sum of \$39,600 made out to John F. Murray. Petitioner has been unsuccessful in contacting HMS-Palm Springs to determine the reason for the check and/or to find out what other payments have been made since the death of the settlor.

Petitioner prays for an order:

- 1. Instructing Dale Murray Sullivan to prepare and file with this court an account for the John F. Murray Living Trust from the date of death, or alternatively, should the Court find Exhibit D to be a legally sufficient account, from the end date of Exhibit D;**
- 2. Instructing Dale Murray Sullivan to petition this court for settlement of the account;**
- 3. Removing Dale Murray Sullivan as trustee;**
- 4. Finding that Dale Murray Sullivan as trustee has breached the trust and that she is liable for all resulting damages;**
- 5. Sustaining Petitioner's objections to the account;**
- 6. Surcharging the trustee for damages and for all improper payments; and**
- 7. For any additional orders the court deems appropriate.**

Attorney Catherine A. Amador (for Petitioner Sally Cavitt, Loretta Lopez, Felix A. Lopez, Matthew Lopez, Timothy Lopez, and Susanna Batze)

Petition to Determine Succession to Real Property

DOD: 11/7/2010		SALLY CAVITT, LORETTA LOPEZ, FELIX A. LOPEZ, MATTHEW LOPEZ, TIMOTHY LOPEZ, and SUSANNA BATZE , children, are Petitioners. 40 days since DOD. No other proceedings. I & A - \$90,000.00 Decedent died intestate.	NEEDS/PROBLEMS/COMMENTS: 1. Item 9(a)(2)(b) of the <i>Petition</i> states decedent's spouse is deceased. Attachment 14 to the <i>Petition</i> does not but should include the name and date of death of the deceased spouse pursuant to Local Rule 7.1.1(D).
Cont. from			
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input checked="" type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail W/			
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			

Reviewed by: LEG
Reviewed on: 10/20/15
Updates:
Recommendation:
File 21 – Lopez

Petition to Determine Succession to Real Property (Prob. Code §13150)

Age:			NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED TO 12/7/15</u> Per attorney request
DOD:			
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 10/19/15
			Updates:
			Recommendation:
			File 22 – Pacheco

Petitioner Gustavo Montes de Leon (Pro Per)
 Petitioner Rebecca Gonzalez Montes (Pro Per)

Petition for Appointment of Probate Conservator

NO TEMPORARY REQUESTED			NEEDS/PROBLEMS/COMMENTS:
<p>GUSTAVO MONTES DE LEON and REBECCA GONZALEZ MONTES, parents, are Petitioners and request appointment as Conservator of the Person with medical consent powers.</p> <p align="center"><i>~Please see Petition for details~</i></p> <p>Capacity Declaration of Sreekanth Chava, M.D., filed 9/16/2015.</p> <p>Court Investigator's Report was filed on 10/1/2015.</p>			
Cont. from			<p>Court Investigator Advised Rights on 9/28/2015.</p> <ol style="list-style-type: none"> <i>Medical Capacity Declaration</i> filed 9/16/2015 does not support medical consent powers. If Petitioners wish to pursue the grant of medical consent powers, need <i>Medical Capacity Declaration</i> in support of Petitioners' request pursuant to Probate Code § 1890(c). Need <i>Citation for Conservatorship</i> pursuant to Probate Code § 1823, and proof of personal service of the <i>Citation</i> on the proposed Conservatee with a copy of the <i>Petition for Appointment of Probate Conservator</i> pursuant to Probate Code § 1824. <p align="center"><i>~Please see additional page~</i></p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/O	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	X	
<input checked="" type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters	X	
<input checked="" type="checkbox"/>	Duties/Supp	Supp X	
<input type="checkbox"/>	Objections		
<input checked="" type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order	X	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: LEG
			Reviewed on: 10/20/15
			Updates:
			Recommendation:
			File 23 – Montes

23 Additional Page, Alexander G. Montes (CONS/P) Case No. 15CEPR00912

NEEDS/PROBLEMS/COMMENTS, continued:

3. Item 11(b) of the *Petition* indicates the maternal and paternal grandparents live at an unknown address in Mexico. Court may require *Notice of Hearing* and proof of service by mail of the notice with a copy of the *Petition for Appointment of Probate Conservator*, or a Declaration of Due Diligence, for the maternal and paternal grandparents named in the *Petition* pursuant to Probate Code § 1822(b)(2).
4. Need *Confidential Supplemental Information* form (GC-312) pursuant to Probate Code § 1821.
5. Need proposed order and proposed letters.

24 The Testamentary Trusts Created Under the Will of Jesus Manuel Ramirez

Case No. 15CEPR00918

Attorney: Kimberly L. Mayhew (for Petitioners Immanuel Ramirez and Samuel Ramirez)

Petition for Order Accepting Resignation of Trustee David T. Ramirez and Declination of Successor Trustee Dorothy Ramirez and for Appointment of Gabriel Hernandez as Successor Trustee

		IMMANUEL RAMIREZ and SAMUEL RAMIREZ , beneficiaries, are petitioners.	NEEDS/PROBLEMS/COMMENTS: 1. Notice of Hearing was not on the mandatory Judicial Counsel form (form #DE-120). 2. Notice to David T. Ramirez and to Dorothy Ramirez was sent "in-care-of" J. Stanley Teixeira. California Rules of Court, Rule 7.51 requires direct notice. 3. The proposed order includes language not prayed for in the Petition. (Paragraph 4 – All acts of David T. Ramirez in his administration of the Trust are approved. Paragraph 6 – Upon the transfer of the assets to Gabriel Hernandez in accordance with this order, David T. Ramirez is discharged from any liability for his administration of the Trust and from any further liability as trustee.) The order should not include language not prayed for in the petition.
		Petitioners state they are beneficiaries of the Testamentary Trusts Created Under the Will of Jesus Manuel Ramirez.	
Cont. from		David T. Ramirez has been the Trustee of the Trusts since appointed on 1/27/1997.	
✓	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	X	
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
Please see additional page.			

24 The Testamentary Trusts Created Under the Will of Jesus Manuel Ramirez

Case No. 15CEPR00918

David T. Ramirez has agreed to waive any compensation for his services.

Petitioners state David T. Ramirez is not entitled to pay attorney fees to any attorney acting on his behalf from the Trust corpus or to hold back any of the Trust corpus for payment of attorney fees or other expenses, and shall deliver all Trust property on hand to the Successor Trustee.

Wherefore, Petitioners request that the Court enter an order:

1. Accepting the resignation of David T. Ramirez as Trustee of the Immanuel E. Ramirez Trust and the Samuel I. Ramirez Trust established under the Will of Jesus Manuel Ramirez dated March 1, 1995;
2. Accepting the declination of Dorothy Ramirez to act as Successor Trustee of the Immanuel E. Ramirez Trust and the Samuel I. Ramirez Trust established under the Will of Jesus Manuel Ramirez dated March 1, 1995;
3. Appointing Gabriel Hernandez as Successor Trustee of the Immanuel E. Ramirez Trust and the Samuel I. Ramirez Trust established under the Will of Jesus Manuel Ramirez dated March 1, 1995 to serve without bond;
4. Approving no payment from the principal of the Trusts to David T. Ramirez for compensation for services rendered as trustee of the Immanuel E. Ramirez Trust and the Samuel I. Ramirez Trust established under the Will of Jesus Manuel Ramirez dated March 1, 1995, as David T. Ramirez has waived payment for services rendered;
5. Approving no payment from the principal of the Trusts to J. Stanley Teixeira, attorney for David T. Ramirez, or to any other attorney acting on behalf of David T. Ramirez or Dorothy Ramirez;
6. Directing David T. Ramirez to distribute the remaining assets of the Immanuel E. Ramirez Trust and the Samuel I. Ramirez Trust established under the Will of Jesus Manuel Ramirez dated March 1, 1995 to Gabriel Hernandez as Successor Trustee of the Immanuel E. Ramirez Trust and the Samuel I. Ramirez Trust established under the Will of Jesus Manuel Ramirez dated March 1, 1995.

**Deshawn Deloach, Deyviana Deloach, and
Benjamin Vasquez (GUARD/P)**

Case No. 15CEPR00942

Petitioner
Petitioner

Onyegebu, Ikemefuna (Pro Per – Maternal Uncle – Petitioner)
Marquez, Lisa Lee (Pro Per – Maternal Aunt – Petitioner)

Petition for Appointment of Temporary Guardian of the Person (Prob. Code §2250)

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 10/6/15: Examiner notes provided in open court. Petitioners must attempt to have DeShawn DeLoach personally served. The Court gives permission for notice to Lenetta Thomas to be via text message with details as to date, time, and place, as well as an offer to send her a copy of the petition; proof of any such text message must be provided in court. The petition is granted to preserve the status quo.</p> <p>Note: Declaration filed 10/22/15 shows a screenshot of a text to the mother with hearing information.</p> <p>1. Need notice to father, Deshawn Deloach, per Probate Code §2250(e) if diligence not found.</p>	
Cont. from 100615				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			X
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	Pers.Serv.			X
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			<p>Reviewed by: skc</p> <p>Reviewed on: 10/20/15</p> <p>Updates: 10/22/15</p> <p>Recommendation:</p> <p>File 26 – Deloach/Vasquez</p>	

Petitioner

Bisko, Kathleen M. (Pro Per – Maternal Grandmother – Petitioner)

Petitioner

Bisko, Monte S. (Pro Per – Maternal Grandfather – Petitioner)

Petition for Appointment of Temporary Guardian of the Person (Prob. Code §2250)

See petition for details.			NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Unknown father - Brianna D. Bisko (if notice is not excused)
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	Not.Cred.		
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	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 10/19/15
			Updates:
			Recommendation:
			File 27 – Bisko

Petitioner Laurie Lee Cardoza (Pro Per, maternal cousin)
 Objector MaryAnne Wilson (Pro Per, mother)

Probate Status Hearing Re: Visitation

		<p>LAURIE LEE CARDOZA, maternal cousin, filed a <i>Petition for Appointment of Guardian of the Person</i> on 6/3/2015. (Letters have not issued as of 10/19/2015.)</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note for background: <i>Minute Order</i> dated 9/1/2015 from a previous hearing on the petition for appointment states the Petitioner is ordered to file her response to Ms. Wilson's recently filed document [Declaration filed 8/31/2015] by no later than 9/15/2015. Parties are admonished that the Court will not consider anymore late filing by anyone.</p>
Cont. from 080415, 090115			
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		<p>MARYANN WILSON, mother, filed on 8/31/2015 a Declaration of MARYANNE WILSON, containing objections and proposed resolution to the Court.</p> <p>Minute Order dated 10/13/2015 from the hearing on the petition for appointment grants the petition, and states:</p> <ul style="list-style-type: none"> The Court is not considering the late filed declaration [Statement to the Judge for Review filed on 9/22/2015 by Laurie Cardoza] or any other late filing; Ms. Cardoza is to make an appointment with a Ph.D. for counseling for the child within the next few weeks; The Court would also like to have child/mother counseling started and reports given to Court; Mother is allowed to use Courtcall at the next hearing [on 10/27/2015]. 	
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Citation			
FTB Notice			
		<p>Reviewed by: LEG</p> <p>Reviewed on: 10/19/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 28 – Nitti</p>	

		VANJIE MICHELLE MORGAN , maternal grandmother, was appointed guardian on 10/20/2015. Letters issued on 10/20/2015. Minute Order of 10/20/2015 set this Status Hearing for the filing of the Consent. Minute Order states: The Court notes that no father is listed on either birth certificate for either child. The Court orders Petitioner to file a consent of John Morgan within a week.	NEEDS/PROBLEMS/COMMENTS: 1. Need consent of John Morgan, maternal grandfather.
Cont. from 102015			
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<input type="checkbox"/>	CI Report		
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			Reviewed by: LV Reviewed on: 10/22/2015 Updates: Recommendation: File 29 - Morgan